

UNITED STATES DISTRICT COURT

for the

EASTERN District of NEW YORK

**FILED**

IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.

★ DEC 29 2011 ★

United States of America

v.

DONOVAN SHOUDER

Date of Original Judgment:

October 29, 2008

Date of Previous Amended Judgment:

(Use Date of Last Amended Judgment if Any)

Case No: CR-07-287-04 9ADS

USM No: 71970-53

Gary Schoer, Esq. (CJA)

Defendant's Attorney

LONG ISLAND OFFICE

**Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)**

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

**IT IS ORDERED** that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 87 months is reduced to 71 months.

(Complete Parts I and II of Page 2 when motion is granted)

Except as otherwise provided, all provisions of the judgment

October 29, shall remain in effect.

**IT IS SO ORDERED.**

Order Date: December 23, 2011

(S) Judge Arthur D. Spatt,  
U.S. District Court Judge  
Judge's signature

Effective Date: December 29, 2011

(if different from order date)

HONORABLE, ARTHUR D. SPATT, U.S.D.J.

Printed name and title